

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

PELOTON INTERACTIVE, INC.

§

§

v.

§

Case No. 2:18-CV-0390-RWS-RSP

§

FLYWHEEL SPORTS, INC.

§

**Markman and Motions Hearing
MAG. JUDGE ROY PAYNE PRESIDING
January 3, 2020**

OPEN: 1:30 pm

ADJOURN: 4:50 pm

ATTORNEYS FOR PLAINTIFF:

Steve Feldman
Christina Rayburn
Melissa Smith

ATTORNEY FOR DEFENDANT:

Josh Budwin
Rudy Fink
Erik Fountain
Al Suarez
Jennifer Truelove

TECHNICAL ADVISOR:

Michael Paul

LAW CLERK:

Jonathan Todd

COURT REPORTER:

Tammy Goolsby

COURTROOM DEPUTY:

Becky Andrews

Court opened. Case called. Melissa Smith announced ready and introduced co-counsel.
Jennifer Truelove announced ready and introduced co-counsel.

The Court heard argument on a term by term basis. Christina Rayburn presented argument on behalf of Plaintiff. Josh Budwin and Erik Fountain presented argument on behalf of Defendant.

The Court took the claim construction matters under submission.

After the afternoon break, Josh Budwin argued Defendant's Motion to Compel Conception and Inventorship Email ESI (Dkt. #129). Steve Feldman responded for plaintiff.

Rudy Fink then argued Flywheel's Opposed Motion for Leave to Amend its Invalidity

Contentions (Dkt. #140). Ms. Rayburn responded.

The Court then heard argument from Erik Fountain on Defendant's Motion for Protective Order to Limit Number of Depositions (Dkt. #137). Mr. Feldman responded.

The Court took the motions under submission.

Mr. Fink then argued Defendant's Motion to Compel Production of Documents from the *VR Optics* Litigation (Dkt. #138). Mr. Feldman responded. The Court instructed Flywheel to file a supplement brief by January 17, 2020.